

## **REMARKS**

### **I. Status of the Claims**

Claims 1-4 are presently pending and stand rejected. The listing of claims 1-4 is presented to the Examiner as a courtesy.

### **II. Obviousness type Double Patenting Rejection**

The provisional rejection of claims 1-4 on the ground of non-statutory obviousness type double patenting as being unpatentable over claims 1-4 of co-pending Application No. 10/577,961 in view of Cobb Jr. (6,484,695) is noted.

In response to the rejection of claims 1-4, Applicants file herewith a Terminal Disclaimer in compliance with 37 CFR 1.321(c) or 1.321(d) to overcome the rejection of claims 1-4 on the ground of nonstatutory obviousness type double patenting as unpatentable over claims 1-3 of co-pending Application No. 10/577,961.

